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4 BILL NO. Z-74-02-08

5
6 ZONING ORDINANCE NO. Z- 17-74

7 AN ORDINANCE amending the City of Fort
8 Wayne Zoning Map No. G7

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
10 WAYNE, INDIANA:

11 SECTION 1. That the area described as follows is hereby designated
12 a B3B district under the terms of Chapter 36, Municipal Code of the City of Fort
13 Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments
14 thereof, and the symbols of the City of Fort Wayne Zoning Map No. G7 referred to
15 therein, established by Section 9, Article III of said Chapter as amended are hereby
16 changed accordingly, to-wit:

17
18 Lots 147, 148, 149, 155, 156 and 157 in Delta Heights
19 Addition to the City of Fort Wayne, according to the
20 recorded plat thereof

21 SECTION 2. This Ordinance shall be in full force and effect from
22 and after its passage and approval by the Mayor and legal publication thereof.

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24 
25 Councilman
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Read the first time in full and on motion by Nuckols, seconded by W. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice,~~ at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: 2/12/74

Charles M. Talarico
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Thug, and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

AYES 8, NAYS 0, ABSTAINED _____, ABSENT 1 to-wit:

BURNS	<u>X</u>	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____
KRAUS	<u>X</u>	_____	_____	_____
MOSES	<u>X</u>	_____	_____	_____
NUCKOLS	<u>X</u>	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____
SCHMIDT, V.	_____	_____	_____	<u>X</u>
STIER	<u>X</u>	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____

DATE: 10-8-74

Charles M. Talarico
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (~~Annexation~~) (Special) (Appropriation) Ordinance (Resolution) No. 2-17-74 on the 8th day of October, 1974.

ATTEST: (SEAL)

Charles M. Talarico
CITY CLERK

Samuel J. Talarico
PRESTIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of October, 1974, at the hour of 10:30 o'clock A. M., E.S.T.

Charles M. Talarico
CITY CLERK

Approved and signed by me this 10th day of October, 1974, at the hour of 2:30 o'clock P. M., E.S.T.

John H. Lucas
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 12, 1974, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-74-02-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

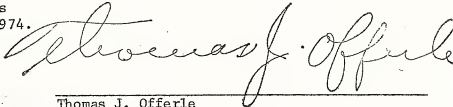
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 18, 1974;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be PERFECTED TO A "B1B" and DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 25, 1974.

Certified and signed this
26th day of September, 1974.



Thomas J. Offerle
Secretary

Bill No. Z-74-02-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, our Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. 67

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance No Pass PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

CONCURRED IN

DATE 10-8-74 CLERK

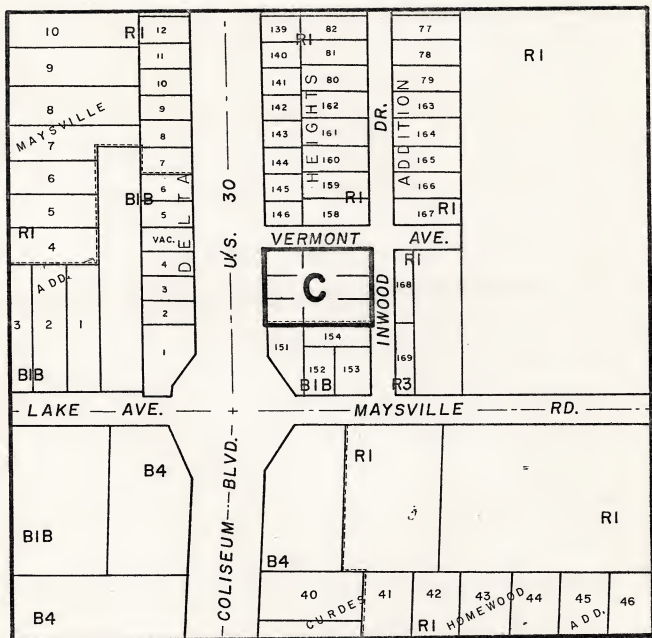
RECEIPT

GENERAL FUND

Nº 251

FT. WAYNE, IND., Jan 15 19 74
RECEIVED FROM Robert W. Haller \$ 50.00
THE SUM OF Fifty ⁰⁰/₁₀₀ DOLLARS
ON ACCOUNT OF Six Lots in Delta Heights

Velma Freeze
AUTHORIZED SIGNATURE



C CHANGE FROM RI TO B3B

2-74-0709

TO: COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA Date Filed December 10, 1973

Intended Use Mobile Home Sales

I/We William C. Dunifon and Robert T. Fultz
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R1 District to a/an B3A and B3B District the property described as follows:

Lots 147, 148, 149, 155, 156 and 157 in Delta Heights Addition
to the City of Fort Wayne, according to the recorded plat thereof.

(Legal Description)

147-148-149 7-11-73 73-17016
155 156 157 10-23-67 697-42

St John Turn (see also Adams)
(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

<u>John E. Moser</u>	<u>2908 Lynn Ave. APT 7A</u>	<u>621 E. State St.</u>
<u>Helen A. Savoie</u>	<u>Ft. Wayne, Ind. 46805</u>	<u>Ft. Wayne, Ind.</u>
<u>William C. Dunifon</u>	<u>3220 East Washington Blvd.</u>	<u>X Helen A. Savoie</u>
	<u>Fort Wayne, Indiana</u>	<u>Robert T. Fultz</u>
<u>Robert T. Fultz</u>	<u>3220 East Washington Blvd.</u>	<u>(Signature)</u>
<u>(Name)</u>	<u>(Address)</u>	

Legal Description Checked By: _____
(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the Agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

<u>Robert W. Haller</u>	<u>2000 Ft. Wayne Bank Building</u>	<u>(219) 742-8235</u>
<u>(Name)</u>	<u>(Address)</u>	<u>(Telephone Number)</u>

City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571

DIGEST SHEET*Regulation**3-74-02-09*TITLE OF ORDINANCE Zoning Map Amendment OrdinanceDEPARTMENT REQUESTING ORDINANCE City Plan CommissionSYNOPSIS OF ORDINANCE Preparation of a zoning map amendment ordinancepetition initiated by property owners to rezone property located as follows:Lots # 147, 148, 149, 155, 156 and 157 in Delta Heights Addition, locatedon the southeast corner of Vermont Avenue and Coliseum Blvd. (U. S. # 30)From "R1" to "B3B"

EFFECT OF PASSAGE Property is zoned for one family residential. Petitioners
are requesting a General Business zone.

EFFECT OF NON-PASSAGE Property would remain one family residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN
CITY CLERK

October 11, 1974

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of October 15 and October 22, 1974, in both the News Sentinel and Journal Gazette.

Re: Legal Notice for Common Council
of Fort Wayne, Indiana.
Annexation Ordinance - X-03-74
Bill No. X-74-09-24
(As Amended)

General Ordinance No. G-26-74
Bill No. G-74-09-15

Zoning Ordinance No. Z-17-74
Bill No. Z-74-02-09

Please send us five (5) copies of the Publisher's Affidavit from each newspaper.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 3

Fort Wayne Common Council
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

79

2

82

COMPUTATION OF CHARGES

82 lines, 1 columns wide equals 82 equivalent lines at 288¢ \$ 23.62
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

1.50

\$ 25.12

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

insertions 2

Size of quad upon which type is cast 5½

on and penalties of Ch. 89, Acts 1967,

foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

Arvilla DeWald
Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S., the dates of publication being as follows:

10/15-22/74

Subscribed and sworn to before me this 22 day of October 1974

Arvilla DeWald
Notary Public

My commission expires October 25, 1975

LEGAL NOTICE
Notice is hereby given that on the 8th day of October, 1974, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-74-02-09, Z-74-74 Zoning Ordinance, to-wit: BILL NO. Z-74-02-09
ZONING ORDINANCE NO. Z-74-74
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the area described as follows is hereby designated a B30 district under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto, and the symbols of the City of Fort Wayne Zoning Map No. G7 referred to therein, established by Section 5, Article III of said Chapter as amended are hereby changed accordingly, to-wit:
Lots 147, 148, 149, 155, 156 and 157 in Delta Heights Addition to the City of Fort Wayne, according to the recorded plat thereof.
SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.
JOHN NUCKOLS, Councilman
Read the third time in full and on motion by Nuckols, seconded by Hings, and duly adopted, placed on its passage. PASSED by the following vote:
Ayes: Eight
Burns, Hings, Kraus, Moses, Nuckols, D. Schmidt, Stier, Talarico
Nays: None
Absent: One
V. Schmidt
Date: 8-10-74
CHARLES W. WESTERMAN, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-74-74 on the 8th day of October, 1974.
ATTEST: (SEAL)
CHARLES W. WESTERMAN, City Clerk
SAUEL J. TALARICO, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of October, 1974, at the hour of 10:30 o'clock A.M., E.S.T.
CHARLES W. WESTERMAN, City Clerk
Approved and signed by me this 10th day of October, 1974, at the hour of 3:30 o'clock P.M., E.S.T.
IVAN A. LEBAMOFF, Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a true and complete copy of Zoning Ordinance No. Z-74-74 passed by the Common Council on the 8th day of October, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of October, 1974 and now remains on file and on record in my office.
WITNESS my hand, and the official seal on the City of Fort Wayne, Indiana, this 10th day of October, 1974.
CHARLES W. WESTERMAN, City Clerk
SEAL
10-15-72

Ft. Wayne Common Council
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head number of lines	<u>1</u>
Body number of lines	<u>79</u>
Tail number of lines	<u>2</u>
Total number of lines in notice	<u>82</u>

COMPUTATION OF CHARGES

<u>82</u> lines, <u>1</u> columns wide equals <u>82</u> equivalent lines at <u>288¢</u>	<u>\$ 23.62</u>
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)	<u>1.50</u>
TOTAL AMOUNT OF CLAIM	<u>\$ 25.12</u>

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date October 22, 1974

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

10/15-22/74

Subscribed and sworn to before me this 28 day of October, 1974

Arvilla Dewald
Notary Public

My commission expires October 25, 1975

supin

OPY OF
ENT HERE

Presented by me to the Presiding Officer of the City of Fort Wayne, Indiana, on the 10th day of October, 1974, at the hour of 3:30 o'clock A.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk
Approved and signed by me this 10th day of October, 1974, at the hour of 3:30 o'clock P.M., E.S.T.

IVAN A. LEBAMOFF
Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Ordinance No. Z-172-74 passed by the Common Council on the 8th day of October, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of October, 1974 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of October, 1974.
CHARLES W. WESTERMAN
City Clerk

SEAL
10-15, 22

Ft. Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

1

Body number of lines

79

Tail number of lines

2

Total number of lines in notice

82

COMPUTATION OF CHARGES

82 lines, 1 column wide equals 82 equivalent lines at .2884 cents per line

\$ 23.62

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 25.12

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Insertions 2

Size of quad upon which type is cast 5 1/2

and penalties of Ch. 89, Acts 1967,

foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

V. E. Gerken

19 74

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned *V. E. Gerken*

that *She* is *Clerk* who, being duly sworn, says

NEWS-SENTINEL

DAILY

a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time *S* the dates of publication being as follows:

10/15-22/74

Subscribed and sworn to before me this 22nd day of October 19 74

Notary Public

My commission expires October 25, 1975

LEGAL NOTICE

Notice is hereby given that on the 8th day of October, 1974, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. 2-74-02-09, Z-17-74 Zoning Ordinance, to-wit:

BILL NO. 2-74-02-09
ZONING ORDINANCE NO. Z-17-74
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a BUB district under the terms of Chapter 34, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof, and the symbols of the City of Fort Wayne Zoning Map No. G7 referred to therein, established by Section 9, Article III of said Chapter as amended are hereby changed accordingly, to-wit:

Lots 147, 148, 149, 155, 156 and 157 in Delta Heights Addition to the City of Fort Wayne, according to the recording plat thereof

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

JOHN NUCKOLS,

Councilman
Read the third time in full and on motion by Nuckols, seconded by Hingo, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Hingo, Kraus, Moses, Nuckols, D. Schmidt, Stier, Tolario
Nays: None
Absent: One
V. Schmidt
Date: 8-10-74

CHARLES W. WESTERMAN

City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-17-74 on the 8th day of October, 1974.

ATTEST: (SEAL)

CHARLES W. WESTERMAN

City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of October, 1974, at the hour of 10:30 o'clock A.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk
Approved and signed by me this 10th day of October, 1974, at the hour of 3:30 o'clock P.M., E.S.T.

IVAN A. LEBANOFF

Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Ordinance No. Z-17-74 passed by the Common Council on the 8th day of October, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of October, 1974 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of October, 1974.

CHARLES W. WESTERMAN

City Clerk

SEAL 10-15, 22

Ft. Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

79

2

82

COMPUTATION OF CHARGES

82 lines 1 columns wide equals 82 equivalent lines at 28¢ cents per line

\$ 23.62

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 25.12

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date October 22, 19 74

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. Gerken who, being duly sworn, says that She is Clerk of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time 8 the dates of publication being as follows:

10/15-22/74

Subscribed and sworn to before me this 22nd day of October, 19 74

Notary Public

My commission expires October 25, 1975

1 WHITE

K FOR IT IN V

COPY OF
SENT HERE

SAMUEL J. TALARICO

Presented by me to the Mayor of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Ordinance No. 2-17-74 passed by the Common Council on the 8th day of October, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of October, 1974 and now remains on file and on record in my office.

CHARLES W. WESTERMAN
City Clerk

IVAN A. LEBANOFF

1, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Ordinance No. 2-17-74 passed by the Common Council on the 8th day of October, 1974, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of October, 1974 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of October, 1974.
CHARLES W. WESTERMAN
City Clerk